

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, August 8, 2012, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Justin Pitt. Attending the meeting were board members Henry Fincher, Patricia Heim, Darlene McNeece and Lee Anne Murray.

Approval of Meeting Minutes

On motion by Heim, seconded by McNeece, the board voted unanimously to approve the minutes from the June 13, 2012 regular board meeting.

Request for Reconsideration

12-06 Neil Revlett, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), 16 days late, maximum four hundred (\$400) civil penalty. Mr. Revlett has had a previous matter before the board.

The board voted at its March 14, 2012 meeting to issue Mr. Revlett a show cause notice.

The board voted at its May 9, 2012 meeting to assess Mr. Revlett a \$400 civil penalty. Mr. Revlett requested a reconsideration of the \$400 civil penalty assessment.

Mr. Revlett submitted a statement for the board's consideration.

The board voted at its June 13, 2012 meeting to defer any action in this matter until Mr. Revlett files his 2012 mid-year supplemental report verifying that he has closed out his campaign account.

Director Rawlins informed the board that Mr. Revlett filed his 2012 mid-year supplemental campaign financial disclosure report and closed out his campaign account.

On motion by Murray, seconded by Pitt, the board voted unanimously to reconsider the \$400 civil penalty assessment. On motion by Murray, seconded by Pitt, the board voted unanimously to reduce the civil penalty assessment from \$400 to \$0.

Statements Submitted

12-15 Paul Berney, for failure to file a 2011 pre-general campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Berney has had previous matters before the board.

The board voted at its May 9, 2012 meeting to issue Mr. Berney a show cause notice.

Mr. Berney submitted a statement for the board's consideration.

Because the Knox County Election Commission mistakenly informed Mr. Berney that he was up to date on his filings, the board voted at its June 13, 2012 meeting to defer

any further action in this matter until the next regularly scheduled meeting to allow Mr. Berney an opportunity to file the required report with the Knox County Election Commission.

Mr. Berney personally appeared before the board and provided a statement for the board's consideration.

On motion by Murray, seconded by Heim, the board voted unanimously to take no further action in this matter.

12- 16 Joel Bond, for failure to file a 2011 year-end supplemental campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Bond has had no previous matters before the board.

The board voted at its May 9, 2012 meeting to issue Mr. Bond a show cause notice.

Mr. Bond filed the required report and submitted a statement for the board's consideration.

The board voted at its June 13, 2012 meeting to defer any further action in this matter until Mr. Bond files his 2012 mid-year supplemental report verifying that he has closed out his campaign account.

Director Rawlins informed the board that Mr. Bond has filed the mid-year supplemental report closing out his campaign account.

On motion by Heim, seconded by Murray, the board voted unanimously to take no further action in this matter.

12-17 Joe Hultquist, for failure to file a 2011 4th quarter campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Hultquist has had no previous matters before the board.

The board voted at its May 9, 2012 meeting to issue a show cause notice.

Mr. Hultquist filed the required report and submitted statements for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no further action in this matter.

12-19 Dale Buchanan & Associates PAC, for failure to file a 2012 1st quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had a previous matter before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Linda Grimes, treasurer for the organization, filed the required report closing the PAC account and submitted a statement for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to assess the organization a \$250 civil penalty.

12-20 CEMEX Employees PAC, for failure to timely file a 2012 1st quarter campaign financial disclosure report. Class one (1), 12 days late, maximum three hundred (\$300) civil penalty. The organization has had previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

R. Frank Craddock, Jr., treasurer for the organization, submitted a statement for the board's consideration.

On motion by Pitt, seconded by Murray, the board voted unanimously to take no further action in this matter.

12-21 EPIC Pharmpac of Tennessee, for failure to file a 2012 1st quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Ann Leonhardt, representative for the organization, filed the required report and submitted a sworn statement for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to take no further action in this matter.

12-23 Tennessee Mortgage Bankers, for failure to file a 2012 1st quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Jamie Dixon, representative for the organization, filed the required report and submitted a statement for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to issue the organization a \$250 civil penalty assessment.

12-24 Roane County Republican Party, for failure to timely file a 2012 1st quarter campaign financial disclosure report. Class one (1), 16 days late, maximum four hundred (\$400) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Linda Raby, treasurer for the organization, submitted a statement and an affidavit for the board's consideration. Florette E. Charles, chairman of the organization, submitted an affidavit for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no further action in this matter.

12-25 Vista PAC, for failure to timely file a 2012 1st quarter campaign financial disclosure report. Class one (1), 12 days late, maximum three hundred (\$300) civil penalty. The organization has had no previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Samuel Feaster, treasurer for the organization, submitted a statement for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no further action in this matter.

Cases Subject to Approval of Civil Penalty Order

12-12 Women in Numbers, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), 30 days late, maximum seven hundred fifty (\$750) civil penalty. The organization has had no previous matters before the board.

The board voted at its May 9, 2012 meeting to issue a show cause notice.

Hattie DeWalt, treasurer for the organization, submitted a sworn statement for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to take no further action in this matter.

12-22 Madison County Democratic Executive Committee, for failure to file a 2012 1st quarter campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. The organization has had previous matters before the board.

The board voted at its June 13, 2012 meeting to issue a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

On motion by Murray, seconded by McNeece, the board voted 4 to 1 to assess the organization a \$10,000 civil penalty assessment, with Fincher voting "no."

Cases Considered for Issuance of Show Cause Notice

Bryan Moneyhun, for failure to timely file a 2012 2nd quarter campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. Mr. Moneyhun has had no previous matters before the board.

On motion by Pitt, seconded by McNeece, the board voted unanimously to take no action.

Travis Monroe, for failure to timely file a 2012 2nd quarter campaign financial disclosure report. Class one (1), five days late, maximum one hundred twenty-five (\$125) civil penalty. Mr. Monroe has had no previous matters before the board.

On motion by Pitt, seconded by McNeece, the board voted unanimously to take no action.

Iron Workers L.U. 492 PAC, for failure to timely file a 2012 2nd quarter campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had previous matters before the board.

On motion by Pitt, seconded by McNeece, the board voted unanimously to take no action.

Complaint Referred from Tennessee Ethics Commission

Director Rawlins provided the board with a sworn complaint referred to the Registry by the Tennessee Ethics Commission from Michael T. Cramer against Senator Stacey Campfield for possible violation of T.C.A. 2-10-116 (Acceptance of Honorarium).

On motion by McNeece, seconded by Heim, the board voted unanimously to dismiss the complaint because there was no violation of T.C.A. 2-10-116.

Discussion of Potential use of a Conduit

Director Rawlins provided the board with copies of campaign financial disclosure reports and copies of the Registry's rules on the use of a conduit for the following PACs:

- Tennesseans 4 Ethics in Government
- Truth Matters PAC
- Standard Club PAC

On motion by Fincher, seconded by Murray, the board voted unanimously to issue a show cause notice to Truth Matters PAC for using a conduit and not informing the recipients of the original source of the contributions and Andrew W. Miller, Jr. for exceeding the individual contribution limits by use of a conduit.

Other Business

12-14 Paul Berney, for failure to file a 2011 3rd quarter campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Berney has had previous matters before the board. (see above and below)

The board voted at its May 9, 2012 meeting to issue Mr. Berney a show cause notice.

Mr. Berney filed the required report and submitted a statement for the board's consideration.

The board voted at its June 13, 2012 meeting to assess Mr. Berney a \$25 civil penalty. Mr. Berney requested a reconsideration of the \$25 civil penalty assessment.

Mr. Berney personally appeared before the board and submitted a statement for the board's consideration.

On motion by Pitt, seconded by Murray, the board voted unanimously to reconsider the \$25 civil penalty assessment. On motion by Pitt, seconded by Murray, the board voted unanimously to set aside the \$25 civil penalty assessment.

Executive Director Raise. Per a unanimous vote at the Bureau's March 29, 2012 meeting, each member of the Registry has completed an evaluation of Drew Rawlins, Executive Director. The evaluations have previously been submitted to Justin Pitt, Chairman. Chairman Pitt explained to the members that he had spoken to Jim Stranch, Chairman of the Ethics Commission and they voted unanimously to recommend to the Registry of Election Finance a pay increase of 5% - 10% for the Executive Director

effective July 1, 2012. Chairman Pitt went on to explain that if the Registry approved a raise in the range approved by the Ethics Commission then the raise was approved by both bodies and would be effective.

On motion by Fincher, seconded by Murray, the board voted unanimously to approve a 10% raise effective July 1, 2012 for Drew Rawlins, Executive Director.

Without objection, the board voted unanimously to schedule the next Registry meeting for September 5, 2012.

On motion by Heim, seconded by Pitt, the board voted unanimously to adjourn the meeting until the next regularly scheduled meeting.